

AMENDED
APPLICATION FOR PERMIT

Serial

ASSIGNED
Nº 25685

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUL 2 1970

Returned to applicant for correction

Corrected application filed

Map filed OCT 26 1970

The applicant Blair G. Johns & Josephine B. Johns, as their community property % Chilton Engineering 421 Court
of Elko, County of

State of Nevada 89801, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Slough No. 2
Name of stream, lake or other source.

2. The amount of water applied for is 13.0 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for Irrigation
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 1280 acres

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 11. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, T.35N.,

R.62E., MDM at a point from which the E $\frac{1}{4}$ corner of said Section 5

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

bears S 12° 29' E. 1022'

it should be stated.

6. Place of use Section 4, N $\frac{1}{2}$ Section 5 and Section 9, T.35N., R.62E., MDM
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Ditches, headgates and laterals

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$2,000.00
10. Estimated time required to construct works 1 year
11. Estimated time required to complete the application to beneficial use 3 years
12. Remarks Water is to be co-mingled with waters of Sloughs 3, 4, and 5 (Application 25687, 25689 and 25688). Waters herein applied for are tail waters from irrigation from Conway (Renshaw), Crocker (Roberts), Kane and Duval Creeks after having returned to a natural drainage channel. Applicant's Address: KC Ranch-Clover Valley, Wells, Nevada 89835
Applicant Blair G. & Josephine B. Johns
Protested 1/4/71 by Kenneth Johns
Overruled 6/13/75 - Ruling #2069 By s/ Mark Chilton Agent
Compared md/sdb lk/ga 421 Court Elko, Nevada 89801

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 10.0 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before January 18, 1976
Proof of commencement of work shall be filed before February 18, 1976
Work must be prosecuted with reasonable diligence and be completed on or before January 18, 1977
Proof of completion of work shall be filed before February 18, 1977
Application of water to beneficial use shall be made on or before January 18, 1980
Proof of the application of water to beneficial use shall be filed on or before February 18, 1980
Map in support of proof of beneficial use shall be filed on or before February 18, 1980

Commencement of work filed FEB 23 1976
Completion of work filed JAN 28 1977
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued
Recorded Bk. Page
County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 18th day of July

A.D. 19 75

State Engineer